IN THE HIGH COURT OF BOMBAY AT GOA

MISC.CIVIL APPLICATION NO. 878 OF 2005

IN

SECOND APPEAL NO. 84 OF 2005

SHRI BABANI FOTU GAUDE(SIN.DEC.) THROUGH L.RS., ...Applicant

Versus

PRABHAKER VITHAL SANGAOKAR,PONDA GOA ....Respondent

Mr. U. K. Tari, Advocate for the Applicants.

Coram:- D. D. SINHA, J.

Date:- 20th December, 2005

P.C.:

Heard Shri U. Tari, learned counsel for the applicants.

Misc.C.A. No.878/05 is moved for restoration of Second Appeal No.84/05 which was dismissed in default vide Order 14.11.05. Counsel for the applicants states that at the time when the Second Appeal was dismissed for want of prosecution, no notice was issued by this Court to the respondent.

Considering the contentions canvassed by the learned counsel. Perused the application. Same is allowed on payment of costs of Rs.500/- to the State Legal Aid Service fund within a period of one week. The applicants are directed to submit acknowledgment thereof in the Registry of this Court. On submission of such acknowledgment, Order dated 14.11.05 stands revoked. Second Appeal No.84/05 stands restored on the

file of this Court.

Misc. Civil Application stands disposed of.

D. D. SINHA, J.

sl.